

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

10:00 AM

**8:21-12227 Anh L Mai**

**Chapter 7**

**#1.00**

Hearing RE: Motion for relief from stay [Personal Property]

American Honda Finance Corporation vs. DEBTOR; And Richard A. Marshack,  
Chapter 7 Trustee  
(Motion filed 9/30/2021)

**[RE: 2018 Honda CR-V - VIN No.: 5J6R W1H5 3JA0 00141]**

Docket 9

**Tentative Ruling:**

Tentative for 11/3/21:

Grant pursuant to § 362(d)(1) with 4001(a) waiver.

Note: This matter appears to be uncontested. Accordingly, no court appearance by Movant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and Movant will be so notified.

The courtroom will be locked; parties wishing to make an appearance must do so by Zoom for Government, a free service that provides audioconference capabilities, using the following information.

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 161 481 0617

Password: 532028

Parties making telephonic appearances are reminded to have all relevant filings/information easily accessible during the hearing.

Movant to lodge an order within seven (7) days.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

10:00 AM

**CONT...**

**Anh L Mai**

**Chapter 7**

**Party Information**

**Debtor(s):**

Anh L Mai

Represented By  
Thinh V Doan

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room      5C**

11:00 AM

**8:18-10969    Luminance Recovery Center, LLC**

**Chapter 7**

Adv#: 8:19-01048      Marshack v. Queen Funding LLC

**#2.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: First Amended Complaint  
For:

- (1) Avoidance Of Preferential Transfers Pursuant To 11 U.S.C. Section 547;
  - (2) Avoidance Of Fraudulent Transfers Pursuant To 11 U.S.C. Section 548(a)(1)(B);
  - (3) Avoidance And Recovery Of Fraudulent Transfers Pursuant To 11 U.S.C. Section 544 And California Civil Code Sections 3439.04(a)(2) And 3439.05;
  - (4) Recovery Of Property Pursuant To 11 U.S.C. Section 550;
  - (5) Preservation Of Avoided Transfers Pursuant To 11 U.S.C. Section 551;
  - (6) Disallowance Of Claims Pursuant To 11 U.S.C. Section 502(d);
  - (7) Turnover Of Property Of The Estates Pursuant To 11 U.S.C. Section 542;
  - (8) Fraud;
  - (9) Equitable Subordination Of Claims Pursuant To 11 U.S.C. Section 510(c);
- And
- (10) Declaratory Relief; And
  - (11) Usury
- (Complaint filed 3/20/19)  
(Another Summons issued 6/27/19)  
(First Amended Complaint filed 9/13/19)  
(PTC set at S/C held 11/6/19)  
(PTC converted to S/C per Order Entered 6/24/2020 (docket no. [24])  
**(PTC set per Order Entered 12/28/20, - (docket no. [79])**

FR: 6/26/19; 9-18-19; 11-6-19 at 10:00 a.m.; 11-6-19; 5-27-20; 7-1-20 at 10:00 a.m.; 6-30-21; 9-1-21

Docket      31

**\*\*\* VACATED \*\*\*    REASON: CONTINUED TO JANUARY 19, 2022 AT  
11:00 A.M. PER ORDER APPROVING STIPULATION TO CONTINUE  
PRE-TRIAL CONFERENCE ENTERED 10-27-2021 - (DOCKET NO.  
[104])**

**Tentative Ruling:**

- NONE LISTED -

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
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**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

11:00 AM

**CONT... Luminance Recovery Center, LLC**

**Chapter 7**

**Party Information**

**Debtor(s):**

Luminance Recovery Center, LLC

Represented By  
Jeffrey I Golden  
Beth Gaschen

**Defendant(s):**

Queen Funding LLC

Represented By  
Gene W Rosen

**Plaintiff(s):**

Richard A. Marshack

Represented By  
Jeffrey I Golden  
Beth Gaschen  
Ryan W Beall  
Faye C Rasch

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
D Edward Hays  
David Wood  
Kyra E Andrassy  
Jeffrey I Golden  
Beth Gaschen  
Matthew Grimshaw  
M Douglas Flahaut  
Annie Y Stoops  
Judith E Marshack  
Sharon Oh-Kubisch  
Faye C Rasch  
Robert S Marticello  
Laila Masud

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

11:00 AM

**8:18-13324 Ruby's Franchise Systems, Inc., a California**

**Chapter 7**

**#3.00**

Hearing RE: First And Final Application For Compensation And Reimbursement Of Expenses For The Period From September 6, 2018 Through December 17, 2020  
(Application filed 9/30/2021)

**[RE: THEODORA ORINGER PC - Attorneys For Debtor And Debtors-In-Possession]**

**[Fees: \$651,690.00; Expenses: \$10,324.12]**

Docket 589

**Tentative Ruling:**

Tentative for 11/3/21 is to APPROVE.

Note: This matter appears to be uncontested. Accordingly, no court appearance by Movant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and Movant will be so notified.

The courtroom will be locked; parties wishing to make an appearance must do so by Zoom for Government, a free service that provides audioconference capabilities, using the following information.

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 160 726 1712

Password: 528255

Parties making telephonic appearances are reminded to have all relevant filings/information easily accessible during the hearing.

Movant to lodge an order within seven (7) days.

<b>Party Information</b>
--------------------------

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

11:00 AM

**CONT... Ruby's Franchise Systems, Inc., a California**

**Chapter 7**

**Debtor(s):**

Ruby's Franchise Systems, Inc., a

Represented By  
Eric J Fromme  
Christopher J Harney

**Movant(s):**

Theodora Oringher PC

Represented By  
Christopher J Harney  
Ashleigh A Danker

**Trustee(s):**

Peter J Mastan (TR)

Represented By  
Christopher Celentino  
Ashleigh A Danker

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

11:00 AM

**8:18-13324 Ruby's Franchise Systems, Inc., a California**

**Chapter 7**

**#4.00**

Hearing RE: First Interim Fee Application For Allowance And Payment Of Compensation And Reimbursement Of Expenses For The Period From December 17, 2020 Through September 30, 2021  
(Application filed 10/8/2021)

**[RE: PETER J. MASTAN - Chapter 7 Trustee]  
[Fees: \$16,690.77; Expenses: \$86.36]**

Docket 596

**Tentative Ruling:**

Tentative for 11/3/21 is to APPROVE.

Note: This matter appears to be uncontested. Accordingly, no court appearance by Movant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and Movant will be so notified.

The courtroom will be locked; parties wishing to make an appearance must do so by Zoom for Government, a free service that provides audioconference capabilities, using the following information.

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 160 726 1712

Password: 528255

Parties making telephonic appearances are reminded to have all relevant filings/information easily accessible during the hearing.

Movant to lodge an order within seven (7) days.

<b>Party Information</b>
--------------------------

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

11:00 AM

**CONT... Ruby's Franchise Systems, Inc., a California**

**Chapter 7**

**Debtor(s):**

Ruby's Franchise Systems, Inc., a

Represented By  
Eric J Fromme  
Christopher J Harney

**Movant(s):**

Peter J Mastan (TR)

Represented By  
Christopher Celentino  
Ashleigh A Danker

**Trustee(s):**

Peter J Mastan (TR)

Represented By  
Christopher Celentino  
Ashleigh A Danker



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room      5C**

11:00 AM

**8:18-13324    Ruby's Franchise Systems, Inc., a California**

**Chapter 7**

**#5.00**

Hearing RE: First Interim Application For Approval Of Compensation And Reimbursement Of Costs For The Period From December 17, 2020 Through September 30, 2021  
(Application filed 10/11/2021)

**[RE: SLBIGGS, A Division Of SingerLewak - Accountants For Chapter 7 Trustee]**

**[Fees: \$37,380.50; Expenses: \$63.08]**

Docket      597

**Tentative Ruling:**

Tentative for 11/3/21 is to APPROVE.

Note: This matter appears to be uncontested. Accordingly, no court appearance by Movant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and Movant will be so notified.

The courtroom will be locked; parties wishing to make an appearance must do so by Zoom for Government, a free service that provides audioconference capabilities, using the following information.

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID:                      160 726 1712

Password:                      528255

Parties making telephonic appearances are reminded to have all relevant filings/information easily accessible during the hearing.

Movant to lodge an order within seven (7) days.

<b>Party Information</b>
--------------------------

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

11:00 AM

**CONT... Ruby's Franchise Systems, Inc., a California**

**Chapter 7**

**Debtor(s):**

Ruby's Franchise Systems, Inc., a

Represented By  
Eric J Fromme  
Christopher J Harney

**Movant(s):**

SLBIGGS

Pro Se

**Trustee(s):**

Peter J Mastan (TR)

Represented By  
Christopher Celentino  
Ashleigh A Danker

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

11:00 AM

**8:18-13324 Ruby's Franchise Systems, Inc., a California**

**Chapter 7**

**#6.00**

Hearing RE: First Interim Fee Application For Allowance And Payment Of Chapter 7 Compensation And Reimbursement Of Expenses Covering The Period From December 17, 2020 Through September 30, 2021 (Application filed 10/13/2021)

**[RE: DINSMORE & SHOHL LLP - Attorneys For Chapter 7 Trustee]  
[Fees: \$177,818.50; Expenses: \$3,772.25]**

Docket 600

**Tentative Ruling:**

Tentative for 11/3/21 is to APPROVE.

Note: This matter appears to be uncontested. Accordingly, no court appearance by Movant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and Movant will be so notified.

The courtroom will be locked; parties wishing to make an appearance must do so by Zoom for Government, a free service that provides audioconference capabilities, using the following information.

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 160 726 1712

Password: 528255

Parties making telephonic appearances are reminded to have all relevant filings/information easily accessible during the hearing.

Movant to lodge an order within seven (7) days.

<b>Party Information</b>
--------------------------

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

11:00 AM

**CONT... Ruby's Franchise Systems, Inc., a California**

**Chapter 7**

**Debtor(s):**

Ruby's Franchise Systems, Inc., a

Represented By  
Eric J Fromme  
Christopher J Harney

**Movant(s):**

Dinsmore & Shohl LLP

Represented By  
Christopher Celentino  
Ashleigh A Danker

**Trustee(s):**

Peter J Mastan (TR)

Represented By  
Christopher Celentino  
Ashleigh A Danker

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
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Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

11:00 AM

**8:19-13560 Eagan Avenatti, LLP**

**Chapter 7**

Adv#: 8:20-01052 Marshack v. Foster Garvey PC, as successor-in-interest to Fost

**#7.00**

CONT'D Hearing RE: Foster Garvey PC's Motion For Partial Summary  
Judgment  
(Motion filed 8/18/2021)

FR: 9-29-21

Docket 80

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
WITHDRAWAL OF FOSTER GARVEY PC'S MOTION FOR PARTIAL  
SUMMARY JUDGMENT FILED 10-22-2021 - (DOCKET NO. [93])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Eagan Avenatti, LLP

Represented By  
Jack A. Reitman

**Defendant(s):**

Foster Garvey PC, as successor-in-

Represented By  
Misty A Perry Isaacson

**Movant(s):**

Foster Garvey PC, as successor-in-

Represented By  
Misty A Perry Isaacson

**Plaintiff(s):**

Richard A. Marshack

Represented By  
Jack A. Reitman  
John P. Reitman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

11:00 AM

**CONT... Eagan Avenatti, LLP**

**Chapter 7**

**Trustee(s):**

Richard A Marshack (TR)

**Represented By**

Jack A. Reitman

D Edward Hays

David Wood

Judith E Marshack

John P. Reitman

Meghan C Murphey

Tinho Mang

**United States Bankruptcy Court  
Central District of California  
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Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

11:00 AM

**8:20-11939 Vasken K Kiladjian**

**Chapter 7**

Adv#: 8:21-01074 Kiladjian v. Kiladjian

**#8.00**

STATUS CONFERENCE RE: Complaint For The Denial Of Discharge Pursuant To 11 U.S.C. Sections 727(a)(2), 727(a)(3), 727(a)(4), and 727(a)(5) (Complaint filed 8/9/2021)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 19, 2022 AT 1:30 P.M. PER ORDER APPROVING STIPULATION TO CONTINUE STATUS CONFERENCE ENTERED 10-27-2021 - (DOCKET NO. [8])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Vasken K Kiladjian

Represented By  
Kelly H. Zinser

**Defendant(s):**

Vasken K Kiladjian

Pro Se

**Plaintiff(s):**

Beth Kiladjian

Represented By  
Robert P Goe  
Charity J Manee

**Trustee(s):**

Mark M Sharf (TR)

Represented By  
Arturo Cisneros  
Nathan F Smith

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

11:00 AM

**8:21-11476 Joanne V. Thatcher**

**Chapter 7**

**#9.00**

Hearing RE: Chapter 7 Trustee Thomas H. Casey's Motion For Order Approving Sale And Settlement Agreement With The Debtor And Authorizing The Trustee To Abandon Real Property  
(Motion filed 10/6/2021)

Docket 20

**Tentative Ruling:**

Tentative for 11/3/21 is to APPROVE, and allow Trustee to conduct an auction.

Virtual appearances are required. The courtroom will be locked; parties will not be permitted to appear in the courtroom. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities.

Participants may connect to the videoconference through an Internet browser by entering the Videoconference URL shown below, as well as the meeting ID and password, when prompted.

Videoconference URL: <https://cacb.zoomgov.com/j/1607261712>

Meeting ID: 160 726 1712

Password: 528255

If a participant is unable to send and receive audio through his/her computer, or join the videoconference through an Internet browser for any reason, the audio of the hearing may be accessed by telephone using the following audio conference information:

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
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**Wednesday, November 3, 2021**

**Hearing Room      5C**

11:00 AM

**CONT...      Joanne V. Thatcher**

**Chapter 7**

Meeting ID:                      160 726 1712

Password:                      528255

For further details, please consult the instructions on the Court's website  
<https://www.cacb.uscourts.gov/judges/honorable-scott-c-clarkson>.

Please note that default matters may be called prior to the videoconference,  
so there may be a slight delay to the official start time of the videoconference  
hearing.

As noted in the Court's Zoom Video Hearing Guide, located at  
<https://www.cacb.uscourts.gov/node/7890>, all persons are strictly prohibited  
from making any recording of court proceedings, whether by video, audio,  
"screenshot," or otherwise. Violation of this prohibition may result in the  
imposition of monetary and non-monetary sanctions.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Joanne V. Thatcher

Represented By  
Christine A Kingston

**Movant(s):**

Thomas H Casey (TR)

Pro Se

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
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**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

11:00 AM

**8:20-11643 James A. Trent**

**Chapter 7**

**#10.00**

CONT'D Hearing RE: Amended Chapter 7 Trustee's Motion For Turnover Of Property Of The Estate And Objection To Debtor's Claim Of Exemption (Amended motion filed 1/19/2021)

FR: 2-3-21; 3-3-21; 5-5-21; 6-2-21; 7-28-21; 9-15-21

Docket 108

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR PER NOTICE OF WITHDRAWAL OF CHAPTER 7 TRUSTEE'S MOTION FOR TURNOVER OF PROPERTY OF THE ESTATE AND OBJECTION TO DEBTOR'S CLAIM OF EXEMPTION AND REQUEST TO TAKE HEARING OFF CALENDAR FILED 10-13-2021 - (DOCKET NO. [165])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

James A. Trent

Represented By  
Christine A Kingston

**Movant(s):**

Weneta M.A. Kosmala (TR)

Represented By  
Reem J Bello  
Ryan W Beall  
Jeffrey I Golden

**Trustee(s):**

Weneta M.A. Kosmala (TR)

Represented By  
Reem J Bello  
Ryan W Beall  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:17-12660 Chrestotes, Inc**

**Chapter 11**

**#11.00**

CONT'D POST-CONFIRMATION STATUS CONFERENCE Hearing RE: (1)  
Case Management Conference And (2) Requiring Status Report  
(Petition filed 7/1/17)  
(Set at Confirmation Hearing on 10/25/18)

FR: 8-17-17; 1-11-18; 3-8-18; 4-5-18; 5-31-18; 7-12-18; 8-2-18; 10-18-18;  
10-25-18; 4-18-19; 7-18-19; 1-9-20; 4-16-20; 6-24-20; 9-24-20; 2-18-21; 5-6-21

Docket 9

**Tentative Ruling:**

Tentative for 11/3/21:

This matter is CONTINUED to March 2, 2022, at 1:30 p.m. A status report is due 14 days in advance.

Appearances for the 11/3 hearing are excused.

\*\*\*\*\*

Tentative for 5/6/21:

This matter is CONTINUED to November 3, 2021 at 1:30 p.m. A status report is due 14 days in advance.

The Court has reviewed the post-confirmation status report filed 5/4/21 [Dk. 309], and notes that it was filed only two days prior to the hearing, despite this Court's instructions to do so at least 14 days prior to the 5/6 hearing (see tentative below). The Court will excuse the non-compliance in this instance; however, future non-compliance may result in monetary or non-monetary sanctions.

Appearances for the 5/6 hearing are excused.

\*\*\*\*\*

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Chrestotes, Inc**

**Chapter 11**

Tentative for 2/18/21 is to CONTINUE to May 6, 2021, at 11:00 a.m. A status report, which complies with LBR 3020-1(b), is due 14 days in advance.

The Court has read and considered the Comments filed by Mr. Tilem on 2/4/21 [Dk. 306] and, in the event of a default by Debtor, invites the filing of whatever motion Mr. Tilem deems appropriate.

Appearances for the 2/18 hearing are excused.

\*\*\*\*\*

Tentative for 9/24/20 is to CONTINUE to February 18, 2021, at 11:00 a.m. A status report, which complies with LBR 3020-1(b), is due 14 days in advance.

The Court has read and considered the Comments filed by Mr. Tilem on 9/11/20 [Dk. 304] and, in the event of a default by Debtor, invites the filing of whatever motion Mr. Tilem deems appropriate.

Appearances for the 9/24 hearing are excused.

\*\*\*\*\*

Tentative for 6/25/20 is to CONTINUE to September 24, 2020 at 11:00 a.m. A status report, which complies with LBR 3020-1(b), is due 14 days in advance.

The status report filed 6/15/20 [Dk. 300] does not comply with the requirements set forth in LBR 3020-1. Specifically, the report does not include a schedule listing each debt and each class of claims, the total amounts to be paid under the plan and paid to date, and any deficiencies. Future non-compliance may result in non-monetary sanctions, including conversion or dismissal.

Appearances for the 6/25 hearing are excused.

\*\*\*\*\*

Tentative for 1/09/20:

This matter is CONTINUED to 04/16/20 at 11:00 a.m. A status report, which complies with LBR 3020-1, is due 14 days in advance.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Chrestotes, Inc**

**Chapter 11**

The Court notes that the status report filed 1/2/20 [Dk. 293] did not comply with the requirements set forth in LBR 3020-1. Non-compliance is excused in this instance, but future compliance is required.

Appearances are excused.

\*\*\*\*\*

Tentative for 4/18/19:

The Court has received and reviewed the Declaration of Default and Request for Hearing Regarding Default Under the Plan filed by Debtor's attorney, David Tilem, on March 29, 2019 [Dk. 269]. As of the posting of this Tentative, no post-confirmation status report has been filed. The Court requires a briefing of the status of Debtor's performance for all post-confirmation requirements, not just payments to Debtor's counsel.

The Court is inclined to issue an Order to Show Cause why the case should not be converted to Chapter 7 for Debtor's failure to perform under the terms of the Plan ("OSC").

Debtor and its counsel should both appear at the hearing, brief the Court as to the status of Debtor's performance under the terms of the plan, and propose a hearing date and briefing schedule for the OSC.

Appearances required.

<b>Party Information</b>
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**Debtor(s):**

Chrestotes, Inc

Represented By  
David A Tilem  
Kevin Tang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:18-14052 Kendall Frozen Fruits, Inc.**

**Chapter 11**

Adv#: 8:21-01063 KFF Holdings, Inc. v. T & M Consulting et al

**#12.00**

STATUS CONFERENCE Hearing RE: Complaint For: Avoidance, Recovery,  
And Preservation Of Fraudulent Transfers  
(Complaint filed 8/4/2021)

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR PER ORDER  
APPROVING STIPULATION FOR DISMISSAL OF ADVERSARY  
PROCEEDING WITHOUT PREJUDICE AND TO VACATE ALL DATES  
AND DEADLINES ENTERED 10-18-2021 - (DOCKET NO. [8])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Kendall Frozen Fruits, Inc.

Represented By  
Steven Werth  
David S Kupetz

**Defendant(s):**

T & M Consulting

Pro Se

Luis S. Dealcuaz

Pro Se

**Plaintiff(s):**

KFF Holdings, Inc.

Represented By  
Judith E Marshack  
David Wood

**Trustee(s):**

Howard B Grobstein (TR)

Represented By  
David Wood  
Matthew Grimshaw  
Tinho Mang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Kendall Frozen Fruits, Inc.**

**Chapter 11**

Annie Y Stoops  
M Douglas Flahaut  
Aram Ordubegian

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:18-14052 Kendall Frozen Fruits, Inc.**

**Chapter 11**

Adv#: 8:21-01064 KFF Holdings, Inc. v. JPMorgan Chase Bank, N.A.

**#13.00**

STATUS CONFERENCE Hearing RE: Complaint For: Avoidance, Recovery,  
And Preservation Of Fraudulent Transfers  
(Complaint filed 8/4/2021)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 12, 2022 AT  
1:30 P.M. PER ORDER APPROVING STIPULATION TO EXTEND  
DEADLINE TO ANSWER COMPLAINT AND TO CONTINUE STATUS  
CONFERENCE ENTERED 10-20-21 - (DOCKET NO. [8])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Kendall Frozen Fruits, Inc.

Represented By  
Steven Werth  
David S Kupetz

**Defendant(s):**

JPMorgan Chase Bank, N.A.

Pro Se

**Plaintiff(s):**

KFF Holdings, Inc.

Represented By  
Judith E Marshack  
David Wood

**Trustee(s):**

Howard B Grobstein (TR)

Represented By  
David Wood  
Matthew Grimshaw



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Kendall Frozen Fruits, Inc.**

**Chapter 11**

Tinho Mang  
Annie Y Stoops  
M Douglas Flahaut  
Aram Ordubegian

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:18-14052 Kendall Frozen Fruits, Inc.**

**Chapter 11**

Adv#: 8:21-01066 KFF Holdings, Inc. v. California Bank and Trust

**#14.00**

STATUS CONFERENCE Hearing RE: Complaint For: Avoidance, Recovery,  
And Preservation Of Fraudulent Transfers  
(Complaint filed 8/4/2021)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 19, 2022 AT  
1:30 P.M. PER ORDER APPROVNG STIPULATION TO EXTEND  
DEADLINE TO ANSWER COMPLAINT AND TO CONTINUE STATUS  
CONFERENCE ENTERED 10-22-2021 - (DOCKET NO. [12])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Kendall Frozen Fruits, Inc.

Represented By  
Steven Werth  
David S Kupetz

**Defendant(s):**

California Bank and Trust

Represented By  
Meghan C Murphey

**Plaintiff(s):**

KFF Holdings, Inc.

Represented By  
Matthew Grimshaw  
Judith E Marshack  
David Wood

**Trustee(s):**

Howard B Grobstein (TR)

Represented By  
David Wood

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Kendall Frozen Fruits, Inc.**

**Chapter 11**

Matthew Grimshaw  
Tinho Mang  
Annie Y Stoops  
M Douglas Flahaut  
Aram Ordubegian

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:18-14052 Kendall Frozen Fruits, Inc.**

**Chapter 11**

Adv#: 8:21-01062 KFF Holdings, Inc. v. American Express et al

**#15.00**

STATUS CONFERENCE Hearing RE: Complaint For: Avoidance, Recovery,  
And Preservation Of Preferential Transfers; and Fraudulent Transfers  
(Complaint filed 8/4/2021)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 12, 2022 AT  
1:30 P.M. PER ORDER APPROVING STIPULATION TO EXTEND  
DEADLINE TO ANSWER COMPLAINT AND CONTINUE STATUS  
CONFERENCE ENTERED 10-4-2021 - (DOCKET NO. [11])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Kendall Frozen Fruits, Inc.

Represented By  
Steven Werth  
David S Kupetz

**Defendant(s):**

American Express

Pro Se

American Express National Bank

Pro Se

American Express Company

Pro Se

**Plaintiff(s):**

KFF Holdings, Inc.

Represented By  
Judith E Marshack

**Trustee(s):**

Howard B Grobstein (TR)

Represented By  
David Wood  
Matthew Grimshaw

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Kendall Frozen Fruits, Inc.**

**Chapter 11**

Tinho Mang  
Annie Y Stoops  
M Douglas Flahaut  
Aram Ordubegian

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:18-14052 Kendall Frozen Fruits, Inc.**

**Chapter 11**

Adv#: 8:21-01065 KFF Holdings, Inc. v. Morgan Stanley Investment Management, Inc.

**#16.00**

STATUS CONFERENCE Hearing RE: Complaint For: Avoidance, Recovery,  
And Preservation Of Fraudulent Transfers  
(Complaint filed 8/4/2021)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 12, 2022 AT  
1:30 P.M. PER ANOTHER SUMMONS ISSUED 10-12-2021 - (DOCKET  
NO. [7])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Kendall Frozen Fruits, Inc.

Represented By  
Steven Werth  
David S Kupetz

**Defendant(s):**

Morgan Stanley Investment

Pro Se

**Plaintiff(s):**

KFF Holdings, Inc.

Represented By  
Judith E Marshack

**Trustee(s):**

Howard B Grobstein (TR)

Represented By  
David Wood  
Matthew Grimshaw  
Tinho Mang  
Annie Y Stoops  
M Douglas Flahaut

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Kendall Frozen Fruits, Inc.**

Aram Ordubegian

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:18-14052 Kendall Frozen Fruits, Inc.**

**Chapter 11**

Adv#: 8:21-01067 KFF Holdings, Inc. v. BMW Financial Services NA, LLC

**#17.00**

STATUS CONFERENCE Hearing RE: Complaint For:

1. Avoidance, Recovery, And Preservation Of Actual Fraudulent Transfers  
[11 U.S.C. Sections 548), 550, And 551];
  2. Avoidance, Recovery, And Preservation Of Actual Fraudulent Transfer  
[11 U.S.C. Sections 544, 550, And 551]; Cal. Civ. Code Section 3439.04 Et  
Seq]
  3. Avoidance, Recovery, And Preservation Of Constructive Fraudulent  
Transfers  
[11 U.S.C. Sections 548(a)(1)(B), 550, And 551];
  4. Avoidance, Recovery, And Preservation Of Constructive Fraudulent  
Transfers  
[11 U.S.C. Sections 544, 550, And 551]; Cal. Civ. Code Sections 3439.05 Et  
Seq.]
- (Complaint filed 8/4/2021)

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
VOLUNTARY DISMISSAL OF AN ADVERSARY PROCEEDING THAT  
DOES NOT INVOLVE CLAIMS UNDER 11 U.S.C. SECTION 727 FILED 9  
-28-2021 - (DOCKET NO. [9])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Kendall Frozen Fruits, Inc.

Represented By  
Steven Werth  
David S Kupetz

**Defendant(s):**

BMW Financial Services NA, LLC

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT... Kendall Frozen Fruits, Inc.**

**Chapter 11**

**Plaintiff(s):**

KFF Holdings, Inc.

Represented By  
Matthew Grimshaw  
Judith E Marshack  
David Wood

**Trustee(s):**

Howard B Grobstein (TR)

Represented By  
David Wood  
Matthew Grimshaw  
Tinho Mang  
Annie Y Stoops  
M Douglas Flahaut  
Aram Ordubegian

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:19-13560 Eagan Avenatti, LLP**

**Chapter 7**

Adv#: 8:20-01068 Marshack v. Silver Star Sounds & Communications, Inc

**#18.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Avoidance  
And Recovery Of Voidable Transfers  
(Complaint filed 5/1/2020)

**[Adversary transferred from CB on 7/31/2020]**

(S/C set per Order Entered 8/7/2020)

(PTC set at S/C held 12/2/2020)

FR: 7-21-20; 9-30-20; 12-2-20; 8-18-21

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER DISMISSING  
ADVERSARY PROCEEDING WITHOUT PREJUDICE ENTERED 10-22-  
2021 - (DOCKET NO. [31])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Eagan Avenatti, LLP

Represented By  
Jack A. Reitman

Simeon Osborn

Represented By  
Aaron J Malo

**Defendant(s):**

Silver Star Sounds &

Represented By  
Jeffrey I Golden

**Plaintiff(s):**

Richard A. Marshack

Represented By  
Jack A. Reitman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT... Eagan Avenatti, LLP**

**Chapter 7**

**Trustee(s):**

Richard A Marshack (TR)

**Represented By**

Jack A. Reitman

D Edward Hays

David Wood

Judith E Marshack

John P. Reitman

Meghan C Murphey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:19-13560 Eagan Avenatti, LLP**

**Chapter 7**

Adv#: 8:20-01051 Marshack v. Faieta dba Competition Motorsports

**#19.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Avoidance  
And Recovery Of Voidable Transfers  
(Complaint filed 4/14/2020)

**[Adversary case transferred from CB on 7/31/2020]**

(Hearing advanced from 9/29/2020 per Order Entered 8/7/2020)

(PTC set at S/C held 9/23/2020)

FR: 6-30-20; 9-23-20; 4-28-21; 9-29-21

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 2, 2022 AT  
11:00 A.M. PER ORDER APPROVING STIPULATION TO EXTEND  
DISCOVERY CUTOFF, MOTION CUTOFF, PRETRIAL HEARING  
DATES ENTERED 7-14-2021 - (DOCKET NO. [32])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Eagan Avenatti, LLP

Represented By  
Jack A. Reitman

**Defendant(s):**

Robert Faieta dba Competition

Represented By  
Christopher L Blank

**Plaintiff(s):**

Richard A. Marshack

Represented By  
Jack A. Reitman

**Trustee(s):**

Richard A Marshack (TR)

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Eagan Avenatti, LLP**

**Chapter 7**

Jack A. Reitman  
D Edward Hays  
David Wood  
Judith E Marshack  
John P. Reitman  
Meghan C Murphey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:19-13560 Eagan Avenatti, LLP**

**Chapter 7**

Adv#: 8:20-01059 Marshack v. Eisenhower Carlson PLLC

**#20.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Avoidance  
And Recovery Of Voidable Transfers  
(Complaint filed 4/21/2020)

**[Adversary transferred from CB on 7/31/2020]**

(S/C set per Order Entered 8/7/2020)

(PTC set at S/C held 9/30/20)

FR: 7-7-20; 9-30-20; 4-28-21; 9-29-21

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 2, 2022 AT  
11:00 A.M. PER ORDER APPROVING STIPULATION TO EXTEND  
DISCOVERY CUTOFF, MOTION CUTOFF, PRETRIAL HEARING  
DATES ENTERED 6-28-2021 - (DOCKET NO. [29])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Eagan Avenatti, LLP

Represented By  
Jack A. Reitman

**Defendant(s):**

Eisenhower Carlson PLLC

Represented By  
Steven Casselberry

**Plaintiff(s):**

Richard A. Marshack

Represented By  
Jack A. Reitman

**Trustee(s):**

Richard A Marshack (TR)

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Eagan Avenatti, LLP**

**Chapter 7**

Jack A. Reitman  
D Edward Hays  
David Wood  
Judith E Marshack  
John P. Reitman  
Meghan C Murphey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:19-13560 Eagan Avenatti, LLP**

**Chapter 7**

Adv#: 8:20-01060 Marshack v. Gallo Builders, Inc.

**#21.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Avoidance And  
Recovery Of Voidable Transfers  
(Complaint filed 4/21/2020)

**[Adversary transferred from CB on 7/31/2020]**

(S/C set per Order Entered 8/7/2020)

(PTC set at S/C held 9-30-20)

FR: 7-7-20; 9-30-20; 4-28-21; 9-29-21

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 2, 2022 AT  
11:00 A.M. PER ORDER APPROVING STIPULATION TO EXTEND  
DISCOVERY CUTOFF, MOTION CUTOFF, PRETRIAL HEARING  
DATES ENTERED 7-14-2021 - (DOCKET NO. [30])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Eagan Avenatti, LLP

Represented By  
Jack A. Reitman

**Defendant(s):**

Gallo Builders, Inc.

Represented By  
Martin B Greenbaum

**Plaintiff(s):**

Richard A. Marshack

Represented By  
Jack A. Reitman

**Trustee(s):**

Richard A Marshack (TR)

Represented By



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Eagan Avenatti, LLP**

**Chapter 7**

Jack A. Reitman  
D Edward Hays  
David Wood  
Judith E Marshack  
John P. Reitman  
Meghan C Murphey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:19-13560 Eagan Avenatti, LLP**

**Chapter 7**

Adv#: 8:20-01069 Marshack v. Trackside Performance, LLC

**#22.00**

CONT'D PRE-TRIAL CONFERENCE RE: Complaint For Avoidance And  
Recovery Of Voidable Transfer  
(Complaint filed 5/1/2020)  
(S/C set per Order Entered 8/7/2020)  
**[Adversary transferred from CB on 7/31/2020]**  
(PTC set at S/C held 9/30/2020)

FR: 7-21-20; 9-30-20; 4-28-21; 9-29-21

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 2, 2022 AT  
11:00 A.M. PER ORDER APPROVING STIPULATION TO EXTEND  
DISCOVERY CUTOFF, MOTION CUTOFF, PRETRIAL HEARING  
DATES ENTERED 7-14-2021 - (DOCKET NO. [23])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Eagan Avenatti, LLP

Represented By  
Jack A. Reitman

**Defendant(s):**

Trackside Performance, LLC

Represented By  
Christopher L Blank

**Plaintiff(s):**

Richard A. Marshack

Represented By  
Jack A. Reitman

**Trustee(s):**

Richard A Marshack (TR)

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Eagan Avenatti, LLP**

**Chapter 7**

Jack A. Reitman  
D Edward Hays  
David Wood  
Judith E Marshack  
John P. Reitman  
Meghan C Murphey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:19-13560 Eagan Avenatti, LLP**

**Chapter 7**

Adv#: 8:20-01146 Marshack v. Davis

**#23.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Avoidance  
And Recovery Of Voidable Transfers  
(Complaint filed 10/20/2020)  
(PTC set at S/C held 1/6/2021)

FR: 1-6-21; 9-29-21

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 2, 2022 AT  
11:00 A.M. PER ORDER APPROVING STIPULATION TO EXTEND  
DISCOVERY CUTOFF, MOTION CUTOFF, PRETRIAL HEARING  
DATES ENTERED 7-14-2021 - (DOCKET NO. [18])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Eagan Avenatti, LLP

Represented By  
Jack A. Reitman

**Defendant(s):**

Andrew S. Davis

Represented By  
Christopher L Blank

**Plaintiff(s):**

Richard A. Marshack

Represented By  
John P. Reitman  
Jack A. Reitman

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
Jack A. Reitman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Eagan Avenatti, LLP**

**Chapter 7**

D Edward Hays  
David Wood  
Judith E Marshack  
John P. Reitman  
Meghan C Murphey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:19-13728 Thompson National Properties, LLC**

**Chapter 11**

**#24.00**

CONT'D POST-EFFECTIVE STATUS CONFERENCE Hearing RE: (1) Case Management Conference And (2) Requiring Status Report  
(Petition filed 9/26/19)  
(Post-Effective S/C set at Plan hrg. held 12/3/2020)

FR: 11-21-19; 1-9-20; 4-16-20; 8-6-20; 8-20-20; 9-24-20; 12-3-20; 3-24-21;  
7-1-21

Docket 5

**Tentative Ruling:**

Tentative for 11/3/21:

This matter is CONTINUED to April 27, 2022, at 1:30 p.m. A status report is due 14 days in advance.

Appearances for the 11/3 hearing are excused.

\*\*\*\*\*

Tentative for 7/1/21:

This matter is CONTINUED to November 3, 2021, at 1:30 p.m. A status report is due 14 days in advance.

Appearances for the 7/1 hearing are excused.

\*\*\*\*\*

Tentative for 3/25/21 is to CONTINUE to July 1, 2021, at 11:00 a.m. A status report is due 14 days in advance.

Appearances for the 3/25 hearing are excused.

\*\*\*\*\*

Tentative for 12/3/20:

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT... Thompson National Properties, LLC**

**Chapter 11**

Pursuant to the tentative in related matter #8, a post-confirmation status conference shall be set on March 25, 2021, at 11:00 a.m.

Virtual appearances are required.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Thompson National Properties, LLC

Represented By  
Leonard M Shulman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:20-11939 Vasken K Kiladjian**

**Chapter 7**

Adv#: 8:20-01139 Kiladjian v. Kiladjian

**#25.00**

CONT'D Hearing RE: Motion To Dismiss Complaint Under Federal Rules Of Civil Procedure 12(b)(3) And (b)(6)  
(Motion filed 11/27/2020)

FR: 1-7-21; 6-30-21; 9-1-21

Docket 8

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 19, 2022 AT  
1:30 P.M. PER ORDER APPROVING STIPULATION TO CONTINUE  
STATUS CONFERENCE AND MOTION TO DISMISS HEARING  
ENTERED 10-21-2021 - (DOCKET NO. [33])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Vasken K Kiladjian

Represented By  
Kelly H. Zinser

**Defendant(s):**

Vasken K Kiladjian

Represented By  
Kelly H. Zinser

**Movant(s):**

Vasken K Kiladjian

Represented By  
Kelly H. Zinser

**Plaintiff(s):**

Beth Kiladjian

Represented By  
Robert P Goe  
Charity J Manee



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT... Vasken K Kiladjian**

**Chapter 7**

**Trustee(s):**

Mark M Sharf (TR)

Represented By  
Arturo Cisneros  
Nathan F Smith

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:20-11939 Vasken K Kiladjian**

**Chapter 7**

Adv#: 8:20-01139 Kiladjian v. Kiladjian

**#26.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Declaratory  
Judgment And Nondischargeability Of Debt  
(Complaint filed 9/28/2020)

FR: 12-17-20; 1-7-21; 6-30-21; 9-1-21

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 19, 2022 AT  
1:30 P.M. PER ORDER APPROVING STIPULATION TO CONTINUE  
STATUS CONFERENCE AND MOTION TO DISMISS HEARING  
ENTERED 10-21-2021 - (DOCKET NO. [33])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Vasken K Kiladjian

Represented By  
Kelly H. Zinser

**Defendant(s):**

Vasken K Kiladjian

Represented By  
Kelly H. Zinser

**Plaintiff(s):**

Beth Kiladjian

Represented By  
Robert P Goe  
Charity J Manee

**Trustee(s):**

Mark M Sharf (TR)

Represented By  
Arturo Cisneros  
Nathan F Smith

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room      5C**

1:30 PM

**8:21-10362    Michael Gargan**

**Chapter 11**

**#27.00**

CONT'D STATUS CONFERENCE Hearing RE : Order:  
(1) Setting Conference On Status Of Subchapter V case;  
(2) Requiring Debtor To Appear At Status Conference And File Report On Status Of Subchapter V Case, Or Face Possible (A) Conversion Of Case To Chapter 7 Or (B) Dismissal Of Case;  
(3) Requiring Subchapter V Trustee To Appear At Status Conference;  
(4) Establishing Procedure For Motion For Order Confirming Subchapter V Plan; And  
(5) Setting Date For 11 U.S. C Section 1111(b) Election  
(Petition filed 2/12/2021)  
(Set per Order Entered 2/18/2021)

FR: 4-8-21; 7-29-21; 9-15-21; 10-20-21

Docket      17

**Tentative Ruling:**

Tentative for 11/3/21:

Virtual appearances are required. The courtroom will be locked; parties will not be permitted to appear in the courtroom. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities.

Participants may connect to the videoconference through an Internet browser by entering the Videoconference URL shown below, as well as the meeting ID and password, when prompted.

Videoconference URL:    <https://cacb.zoomgov.com/j/1604761221>

Meeting ID:                      160 476 1221

Password:                        042367

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Michael Gargan**

**Chapter 11**

If a participant is unable to send and receive audio through his/her computer, or join the videoconference through an Internet browser for any reason, the audio of the hearing may be accessed by telephone using the following audio conference information:

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 160 476 1221

Password: 042367

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\*\*\*\*\*

Tentative for 7/19/21:

See tentative on related matter #7.

Virtual appearances are required.

\*\*\*\*\*

Tentative for 4/8/21:

Virtual appearances are required.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
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1:30 PM

**CONT...**

**Michael Gargan**

**Chapter 11**

LBR 3003-1(a)(2) set a claims bar date of 70 days after the date of entry of the order for relief for non-government claims (and 180 days after for government claims). This petition was filed on February 12, 2021; therefore, the non-government claims bar date is April 23, 2021. LBR 3003-1(b)(2) and (c) requires that the Debtor in possession serve a bar date notice within 7 days of the date of entry of order for relief and utilizing the mandatory Court-approved form: F 3003-1.NOTICE.BARDATE. The Court seeks clarification from Debtor whether such notice has been served.

The Court notes that the docket reflects that a Notice of Chapter 11 Case was served on February 16, 2021 [see Dk. 14]. While the notice contains information regarding the bar date, it is not sufficient to comply with LBR 3003-1(b)(2).

Notwithstanding the foregoing, the Court is inclined to set the following dates/deadlines:

1. Deadline to file Plan – May 13, 2021 (statutory deadline)
2. Deadline to serve Plan – May 17, 2021
3. Ballots Due – June 18, 2021
4. Confirmation Brief Due – July 1, 2021
5. Oppositions to Confirmation Brief due – July 8, 2021
6. Replies due – July 15, 2021
7. Confirmation Hearing – July 29, 2021, at 11:00 a.m.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael Gargan

Represented By  
Michael Jones

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

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1:30 PM

**CONT... Michael Gargan**

**Chapter 11**

**Trustee(s):**

Robert Paul Goe (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:21-10362 Michael Gargan**

**Chapter 11**

**#28.00**

CONT'D Hearing RE: Confirmation Of Subchapter V Chapter 11 Plan Of  
Reorganization Dated May 6, 2021  
(Plan filed 5/12/2021)

FR: 7-29-21; 9-15-21; 10-20-21

Docket 56

**Tentative Ruling:**

Tentative for 11/3/21:

Debtor, SubV Trustee, and UST should appear and be prepared to discuss confirmation of Debtor's plan, particularly as it relates to the issues of liquidation analysis, feasibility and the corporate structure of SailFish and GAC, all of which were raised at the last hearing. Unhelpfully, nothing further has been filed.

In the event a plan is confirmed, a post-confirmation status conference shall be held on February 9, 2022, at 1:30 p.m., with a report due 14 days before.

Virtual appearances are required. The courtroom will be locked; parties will not be permitted to appear in the courtroom. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities.

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Meeting ID: 160 476 1221

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Michael Gargan**

**Chapter 11**

Password: 042367

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Password: 042367

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\*\*\*\*\*

Tentative for 7/29/21:

In the event a plan is confirmed, a post-confirmation status conference shall be held on November 17, 2021, at 1:30 p.m., with a report due 14 days before.

Virtual appearances are required.

<b>Party Information</b>
--------------------------



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT... Michael Gargan**

**Chapter 11**

**Debtor(s):**

Michael Gargan

Represented By  
Michael Jones

**Trustee(s):**

Robert Paul Goe (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room 5C**

1:30 PM

**8:21-10362 Michael Gargan**

**Chapter 11**

Adv#: 8:21-01039 GAC Brokerage, Inc. v. Murray et al

**#29.00**

CONT'D Hearing RE: Plaintiff's Motion For Default Judgment Under LBR 7055-1 Against Jennifer Ann Murray And Sean Durant (Motion filed 8/11/2021)

FR: 9-29-21 at 11:00 a.m.; 9-29-21

Docket 14

**Tentative Ruling:**

Tentative for 11/3/21 is to GRANT.

Virtual appearances are required. The courtroom will be locked; parties will not be permitted to appear in the courtroom. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities.

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Videoconference URL: <https://cacb.zoomgov.com/j/1604761221>

Meeting ID: 160 476 1221

Password: 042367

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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Michael Gargan**

**Chapter 11**

Meeting ID: 160 476 1221

Password: 042367

For further details, please consult the instructions on the Court's website  
<https://www.cacb.uscourts.gov/judges/honorable-scott-c-clarkson>.

Please note that default matters may be called prior to the videoconference, so there may be a slight delay to the official start time of the videoconference hearing.

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\*\*\*\*\*

Tentative for 9/29/21:

This matter is CONTINUED to November 3, 2021, at 1:30 p.m.

Movant shall be required to file supplemental admissible evidence, supported by declaration, regarding the allegations contained in the complaint, including but not limited to the alleged transfer of shares to GAC, by not later than October 13, 2021 at 12:00 p.m.

By way of example, Movant attaches a photograph to its complaint which appears to reflect Defendant Murray's signature on a document transferring her shares to Plaintiff GAC. However, the photograph is not in a clearly readable format, or supported and authenticated by a declaration. Therefore, the Court cannot ascertain basic factual information regarding the purported transfer (e.g., when the transfer was dated, whether the transfer document was ever fully executed, if Ms. Murray was the signatory on the document).

Appearances for the 9/29 hearing are excused.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Michael Gargan**

**Chapter 11**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael Gargan

Represented By  
Michael Jones

**Defendant(s):**

Jennifer Ann Murray

Pro Se

Sean Durant

Pro Se

**Movant(s):**

GAC Brokerage, Inc.

Represented By  
Michael Jones

**Plaintiff(s):**

GAC Brokerage, Inc.

Represented By  
Michael Jones

**Trustee(s):**

Robert Paul Goe (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room      5C**

1:30 PM

**8:21-10362   Michael Gargan**

**Chapter 11**

Adv#: 8:21-01039      GAC Brokerage, Inc. v. Murray et al

**#30.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Declaratory Relief  
(Complaint filed 6/22/2021)

FR: 9-15-21; 9-29-21

Docket      1

**Tentative Ruling:**

Tentative for 11/3/21:

This matter will be taken off calendar, in light of the Court's tentative on related matter #30.

Virtual appearances are required. The courtroom will be locked; parties will not be permitted to appear in the courtroom. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities.

Participants may connect to the videoconference through an Internet browser by entering the Videoconference URL shown below, as well as the meeting ID and password, when prompted.

Videoconference URL:      <https://cacb.zoomgov.com/j/1604761221>

Meeting ID:                      160 476 1221

Password:                        042367

If a participant is unable to send and receive audio through his/her computer, or join the videoconference through an Internet browser for any reason, the

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT...**

**Michael Gargan**

**Chapter 11**

audio of the hearing may be accessed by telephone using the following audio conference information:

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 160 476 1221

Password: 042367

For further details, please consult the instructions on the Court's website <https://www.cacb.uscourts.gov/judges/honorable-scott-c-clarkson>.

Please note that default matters may be called prior to the videoconference, so there may be a slight delay to the official start time of the videoconference hearing.

As noted in the Court's Zoom Video Hearing Guide, located at <https://www.cacb.uscourts.gov/node/7890>, all persons are strictly prohibited from making any recording of court proceedings, whether by video, audio, "screenshot," or otherwise. Violation of this prohibition may result in the imposition of monetary and non-monetary sanctions.

\*\*\*\*\*

Tentative for 9/29/21:

This matter is CONTINUED to November 3, 2021, at 1:30 p.m. to be heard concurrently with the continued hearing on Plaintiff's motion for default judgment. A status report shall be required 14 days in advance.

Appearances for the 9/29 hearing are excused.

\*\*\*\*\*

Tentative for 9/15/21:

This matter is CONTINUED to September 29, 2021, at 1:30 p.m. to be heard concurrently with Plaintiff's motion for default judgment. A status report is not required.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT... Michael Gargan**

**Chapter 11**

Appearances for the 9/15 hearing are excused.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael Gargan

Represented By  
Michael Jones

**Defendant(s):**

Jennifer Ann Murray

Pro Se

Sean Durant

Pro Se

**Plaintiff(s):**

GAC Brokerage, Inc.

Represented By  
Michael Jones

**Trustee(s):**

Robert Paul Goe (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:21-11100 Alexander L Loukaides**

**Chapter 11**

**#31.00**

Hearing RE: Interim Application For Allowance Of Compensation And Reimbursement Of Expenses For The Period From April 30, 2021 Through August 23, 2021  
(Application filed 9/13/2021)

**[RE: FINANCIAL RELIEF LAW CENTER, APR - Attorneys for Debtor]  
[Fees: \$31,844.50; Expenses: \$1,963]**

Docket 76

**Tentative Ruling:**

Tentative for 11/3/21:

This matter is CONTINUED to December 1, 2021, at 1:30 p.m. to allow Applicant to provide supplemental information regarding the below issues by no later than November 15, 2021:

1. Debtor's ability to pay the requested amounts.
2. The current fee application does not contain an adequate description of services rendered, or contain a fulsome summary of all charges related to each discrete category. While charts are provided, the information is broken up by the individual performing services; a summary reflecting the "total" amount charged to each category is required.
3. There appears to be a duplicate charge relating to work in the "Adversary Proceeding" category (0.3 hrs, \$108.00).

Appearances for the 11/3 hearing are excused.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Alexander L Loukaides

Represented By



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT... Alexander L Loukaides**

**Chapter 11**

Andy C Warshaw  
Arnold H. Wuhrman  
Richard L. Sturdevant  
Scott Talkov

**Movant(s):**

Alexander L Loukaides

**Represented By**

Andy C Warshaw  
Andy C Warshaw  
Arnold H. Wuhrman  
Arnold H. Wuhrman  
Richard L. Sturdevant  
Richard L. Sturdevant  
Scott Talkov  
Scott Talkov

**Trustee(s):**

Robert Paul Goe (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:21-11100 Alexander L Loukaides**

**Chapter 11**

**#32.00**

Hearing RE: First Pre-Confirmation Fee Application For Compensation And Reimbursement Of Expenses For The Period From May 2, 2021 Through October 7, 2021  
(Application filed 10/13/2021)

**[RE: ROBERT P. GOE - SubChapter V Trustee]  
[Fees: \$12,995.00; Expenses: \$59.31]**

Docket 96

**Tentative Ruling:**

Tentative for 11/3/21:

This matter is CONTINUED to December 1, 2021, at 1:30 p.m. to allow Applicant to provide supplemental information regarding Debtor's ability to pay requested amounts by not later than November 15, 2021.

Appearances for the 11/3 hearing are excused.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Alexander L Loukaides

Represented By

Andy C Warshaw

Arnold H. Wuhrman

Richard L. Sturdevant

Scott Talkov

**Trustee(s):**

Robert Paul Goe (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:21-11100 Alexander L Loukaides**

**Chapter 11**

**#33.00**

Hearing RE: Motion For Deposition And The Production Of Documents  
Pursuant To Rule 2004  
(Motion filed 9/28/2021)

Docket 82

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR PER ORDER  
GRANTING STIPULATION (1) CONTINUE HEARING ON DEBTOR'S  
MOTION TO CONFIRM PLAN OF REORGANIZATION AND (2)  
WITHDRAWING 2004 EXAMINATION MOTION AND VACATING  
HEARING ENTERED 10-7-2021 - (DOCKET NO. [92])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Alexander L Loukaides

Represented By

Andy C Warshaw

Arnold H. Wuhrman

Richard L. Sturdevant

Scott Talkov

**Movant(s):**

Graduation Solutions LLC

Represented By

Jessica Kastner

**Trustee(s):**

Robert Paul Goe (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:21-11662 Jennifer Leigh Hodges**

**Chapter 11**

**#34.00**

CONT'D Hearing RE: Motion By United States Trustee To Dismiss Or Convert Case Pursuant To 11 U.S.C. Section 1112(b)  
(Motion filed 8/18/2021)

FR: 9-29-21

Docket 36

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - VOLUNTARY  
DISMISSAL OF MOTION BY UNITED STATES TRUSTEE TO DISMISS  
OR CONVERT CASE PURSUANT TO 11 U.S.C. SECTION 1112(B) FILED  
10-26-2021 - (DOCKET NO. [63])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jennifer Leigh Hodges

Represented By

Misty A Perry Isaacson

**Movant(s):**

United States Trustee (SA)

Represented By

Queenie K Ng

**Trustee(s):**

Mark M Sharf (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:21-12276 Summit Financial, Inc.**

**Chapter 11**

**#35.00**

STATUS CONFERENCE Hearing RE : Order:

- (1) Setting Conference On Status Of Subchapter V case;
- (2) Requiring Debtor To Appear At Status Conference And File Report On Status Of Subchapter V Case, Or Face Possible (A) Conversion Of Case To Chapter 7 Or (B) Dismissal Of Case;
- (3) Requiring Subchapter V Trustee To Appear At Status Conference;
- (4) Establishing Procedure For Motion For Order Confirming Subchapter V Plan; And
- (5) Setting Date For 11 U.S. C Section 1111(b) Election  
(Petition filed 9/18/2021)  
(Set per Order Entered 9/21/2021)

Docket 15

**Tentative Ruling:**

Tentative for 11/3/21:

The Court is inclined to set the following dates/deadlines:

1. Deadline to file and serve Plan – December 17, 2021  
(statutory deadline)
2. Ballots/Objections to Plan Due – January 12, 2022
3. Confirmation Brief Due – January 19, 2022
4. Oppositions to Confirmation Brief due – February 2, 2022
5. Replies due – February 9, 2022
6. Confirmation Hearing & Continued Status Conference – February 16, 2022, at 1:30 p.m. A status report shall be due 14 days in advance.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT... Summit Financial, Inc.**

**Chapter 11**

Virtual appearances are required. The courtroom will be locked; parties will not be permitted to appear in the courtroom. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities.

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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT... Summit Financial, Inc.**

**Chapter 11**

"screenshot," or otherwise. Violation of this prohibition may result in the imposition of monetary and non-monetary sanctions.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Summit Financial, Inc.

Represented By  
M Douglas Flahaut  
Dylan J Yamamoto

**Trustee(s):**

Mark M Sharf (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**8:21-12276 Summit Financial, Inc.**

**Chapter 11**

**#36.00**

Hearing RE: Order Directing Debtor To Appear And Show Cause Why Debtor Should Not Be Removed As Debtor-In-Possession, Or Alternatively, Why The Case Should Not Be Converted Or Dismissed  
(Set per Order Entered 10-22-2021)

Docket 47

**Tentative Ruling:**

Tentative for 11/3/21:

Proposed DIP Counsel should be prepared to discuss at length the original and amended "Global Notes and Statement of Limitations" filed on 10/4/21 [Dk. 34] and 10/26/21 [Dk. 52] respectively, as well as counsel's cited NY, Delaware, and Virginia Chapter 11 cases that impliedly support the usefulness, effectiveness, and applicability of the stated liability limitations. Counsel should also be prepared to discuss the purpose and effect of such liability limitations in the 2nd, 3rd, 4th, and 9th Circuits. Noting Counsel's personal asserted national practice experience, and that of the law firm's, Counsel should further be prepared to discuss the effect, if any, of these liability limitations which Counsel suggests are permitted and effective in certain circuits on DIP venue selection with respect to the cases cited by Counsel within his Declaration filed 10/26/21 [Dk. 53], or with respect to other cases filed in the 2nd, 3rd, or 4th Circuits.

Virtual appearances are required. The courtroom will be locked; parties will not be permitted to appear in the courtroom. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities.

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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

**Hearing Room**

**5C**

1:30 PM

**CONT... Summit Financial, Inc.**

**Chapter 11**

Videoconference URL: <https://cacb.zoomgov.com/j/1604761221>

Meeting ID: 160 476 1221

Password: 042367

If a participant is unable to send and receive audio through his/her computer, or join the videoconference through an Internet browser for any reason, the audio of the hearing may be accessed by telephone using the following audio conference information:

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 160 476 1221

Password: 042367

For further details, please consult the instructions on the Court's website <https://www.cacb.uscourts.gov/judges/honorable-scott-c-clarkson>.

Please note that default matters may be called prior to the videoconference, so there may be a slight delay to the official start time of the videoconference hearing.

As noted in the Court's Zoom Video Hearing Guide, located at <https://www.cacb.uscourts.gov/node/7890>, all persons are strictly prohibited from making any recording of court proceedings, whether by video, audio, "screenshot," or otherwise. Violation of this prohibition may result in the imposition of monetary and non-monetary sanctions.

<b>Party Information</b>
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**Debtor(s):**

Summit Financial, Inc.

Represented By

M Douglas Flahaut

Dylan J Yamamoto

Christopher K.S. Wong

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Scott Clarkson, Presiding  
Courtroom 5C Calendar**

**Wednesday, November 3, 2021**

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**CONT... Summit Financial, Inc.**

**Chapter 11**

**Trustee(s):**

Mark M Sharf (TR)

Pro Se